

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

GABRIEL JENNINGS,

Petitioner,

v.

Case No: Docket No.: 1:08-cv-322

FRANCISCO J. QUINTANA, Warden;  
Michael B. Mukasey, U.S. Attorney  
General, et. al.

Respondent.

---

**MOTION FOR LEAVE TO WITHDRAW AS COUNSEL  
OF RECORD AS PER LCvR 83.2 WITH SUPPORTING AFFIDAVIT**

**COMES NOW**, the undersigned attorney with this motion and affidavit pursuant to LCvR 83.2 and respectfully moves this Honorable Court for an Order permitting counsel to withdraw as attorney of record on behalf of the Petitioner, Gabriel Jennings and as grounds therefore would state as follows

1. Counsel filed a notice of appearance on the Petitioner's behalf on May 17, 2010.
2. Since the filing of the notice of appearance, Petitioner Jennings has advised counsel that he wishes to proceed *pro-se* from this stage forward. (See Appendix A, Affidavit from Petitioner)

3. The relationship between counsel and the Petitioner has reached a point at which further representation would not be in the best interests of counsel, the Petitioner, or this Honorable Court.

4. The case is currently on the Court's calendar on standby pending the resolution of the filed pleadings.


5. An Order permitting counsel to withdrawal from the cases at this time would not prejudice the Petitioner as he filed the initial pleadings *pro-se* and wishes to continue *pro-se* at this juncture of the proceedings.

6. Counsel further respectfully requests that, if this Honorable Court is inclined to grant the relief sought herein, that the Court not set any hearings on any matters for the appropriate period, allowing the Petitioner an opportunity to prepare to represent himself in this matter or until this Court makes a determination that appointment of counsel is appropriate.

**WHEREFORE**, based on the foregoing, undersigned counsel respectfully requests that this Honorable Court enter an Order permitting the withdraw as counsel for the Petitioner in the above-captioned case.

Dated: Rosedale, New York  
April 7, 2011

Respectfully submitted,



---

Law Offices of Andrew Hirschhorn  
One Cross Island Plaza Suite 116  
Rosedale NY 11422  
(718) 528-4424

**EXHIBIT A**

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF PENNSYLVANIA

CASE NO: 1:08cv-00322-SPB

GABRIEL JENNINGS.

Plaintiff

-against-

QUINTANA ET AL


Defendant.

CONSENT  
TO CHANGE  
ATTORNEY

IT IS HEREBY CONSENTED THAT


Be substituted as attorney(s) of record for the undersigned party(ies)  
in the above entitled action in place and stead of the undersigned  
attorney(s) as of the date thereof.


Dated: Rosedale, NY  
February 20, 2011

  
Pro Se  
GABRIEL JENNINGS  
Reg. 29156-053  
United States Penitentiary  
3901 Klein Boulevard  
Lompoc, CA 93436-2706

  
Outgoing Attorney  
Andrew Hirschhorn Esq.

I hereby do CERTIFY that pursuant to Penalty of Perjury Title 28  
U.S.C. § 1746 that on this 7 day of March, 2011, I signed  
and mailed this document via the Federal Bureau of Prisons' Legal  
Mail System.

  
J. Hernandez, Case Manager  
Authorized by the Act of  
July 7, 1955, as Amended, to  
Administer Oaths (18 USC 4004)

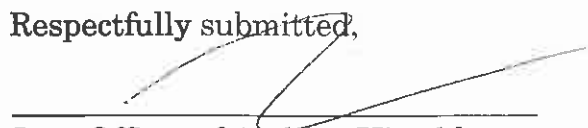
  
Gabriel Jennings  
Reg. 29156-053

**CERTIFICATE OF SERVICE**

I hereby do certify that on April 7, 2011 I filed the foregoing document with the Clerk of Court using the CM/ECF and have mailed copies via the United States Mail to all parties that are not participants of the CM/ECF Electronic Filing System.

Dated: Rosedale, New York  
April 7, 2011 dale NY

Respectfully submitted,



---

Law Offices of Andrew Hirschhorn  
One Cross Island Plaza Suite 116  
Rosedale NY 11422  
(718) 528-4424